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JUL 20 2001

## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/854,859	05/14/2001	Roberto Luiz Bruno Pentead	211267

CONFIRMATION NO. 9919

23460  
LEYDIG VOIT & MAYER, LTD  
TWO PRUDENTIAL PLAZA, SUITE 4900  
180 NORTH STETSON AVENUE  
CHICAGO, IL 60601-6780

## FORMALITIES LETTER



\*OC000000006282762\*

Date Mailed: 07/11/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

*[Signature]*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

LEYDIG, VOIT & MAYER  
RECEIVED

JUL 16 2001

PAT/TM Due Date 9-11-01

*final* 2-11-02

LAH

07/24/2001 BABRAHA1 00000067 09854859

01 FC:105

130.00 OP

DNG



**PATENT**  
Attorney Docket No. 211267

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Penteado et al.

Application No. 09/854,859

Art Unit: 1615

Filed: May 14, 2001

Examiner: Unassigned

For: APPLICATION OF PHYTOSTEROIDS  
(AND ISOMERS THEREOF), FOLIC  
ACID, CYANOCOBALAMINE AND  
PYRIDOXINE IN DIETETIC  
(ALIMENTARY) FIBERS

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir

Applicants hereby respond to the Notice to File Missing Parts of Application dated July 11, 2001.

The items checked below are appropriate:

**1. Status of Applicant**

This application is on behalf of ☒ other than a small entity or ☐ a small entity.

**2. Documents Submitted Herewith**

- a. ☒ Executed Declaration of inventor(s)  
b. ☐ Nucleotide and/or Amino Acid Sequence Submission:  
i. ☐ Computer Readable Form (CRF)  
ii. Specification Sequence Listing on:  
(1) ☐ CD-ROM or CD-R (2 copies); or  
(2) ☐ Paper Copy  
iii. ☐ Statement verifying identity of above copies  
c. ☐ Verified English translation of application  
d. ☒ Copy of the Notice to File Missing Parts of Application.  
e. ☐ Substitute Drawings  
f. ☐ Other:

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**CERTIFICATE OF MAILING**

I hereby certify that this document (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Date: July 18, 2001

*Wm 16*

In re Appln. of  
Application No.

**3. Fees**

**Application Filing Fee**

APPLICATION FEES				
BASIC FEE				\$ 710.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	-20=		x \$18.00	\$
Independent Claims	- 3=		x \$80.00	\$
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable			+\$270.00	\$
Total of above calculations =				\$
Reduction by 50% for filing by small entity =				\$( )
Fee Due =				\$

**Late Filing of Oath or Declaration**

Pursuant to 37 CFR 1.16(e), the surcharge for filing this Response is for ☒ other than a small entity or ☐ a small entity.

**Fee Due** \$130.00

**Submitting a Translation of the Specification**

Pursuant to 37 CFR 1.17(i), the surcharge for submitting an English translation of the non-English specification is included:

**Fee Due** \$ 0.00

**Extension of Time**

☐ Applicants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$110.00.

☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

**Fee Due** \$

**4. Total Fee Due**

The total fee due is:

Application Filing Fee	\$ 0.00
Late Filing of Declaration Surcharge	\$130.00
Non-English Specification Surcharge	\$ 0.00
Extension of Time Fee	\$ 0.00

**Total Fee Due: \$130.00**

In re Appln. of  
Application No.

**5. Fee Payment**

☒

Attached is a check in the sum of \$130.00.  
Charge Account No. 12-1216 the sum of \$ . A duplicate of this  
transmittal is attached.

**6. Fee Deficiency**

☒

If any additional fee is required in connection with this communication, charge  
Account No. 12-1216. A duplicate of this transmittal is attached.

*Allen E. Hoover*

Allen E. Hoover, Reg. No. 37,354  
One of the Attorneys for Applicant(s)  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
180 North Stetson  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: July 18, 2001